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July 27, 2020

VIA ECF

The Honorable Judge P. Kevin Castel
United States District Court
500 Pearl Street
Courtroom 11D
New York, New York 10007

Re: Tumi Produce International Corporation v. R&L Sunset Produce Corp., et al
Case No.: 17-cv-5258

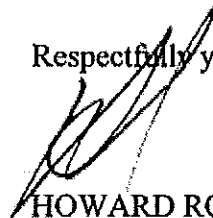
Dear Judge Castel:

The undersigned is counsel to the plaintiff in the above-referenced matter. We write to the Court regarding its most recent Order, dated July 14, 2020. Unfortunately, we are unable to proceed as the plaintiff has not been an ongoing concern for a significant period of time and we have been unable to communicate with our client.

In view of the foregoing, we are unable to proceed and do not object to the dismissal of the action. We have spoken with defendant's counsel who also has no objection to dismissal of the action, with each party bearing its own costs.

The courtesy and cooperation of the Court is sincerely appreciated.

Respectfully yours,


HOWARD ROSENBERG

HR/dm

cc: Timothy Fierst, Esq. (via ECF and tfierst.law@gmail.com)